4. *Insertion of new section 40-A in Tamil Nadu Act 15 of 1971.*—After section 40 of the principal Act, the following heading and section shall be inserted, namely :—

" *District Collector as Mayor.*

40-*A*. *District Collector to perform functions of a Mayor.*—Notwithstanding anything contained in this Act, when the office of Mayor is vacant or he has been continuously absent from the City for more than fifteen days or is incapacitated and the office of the Deputy Mayor is also vacant or if the Deputy Mayor is also absent as aforesaid or is incapacitated, the District Collector shall exercise the powers and perform the functions of the Mayor, until a new Mayor is elected or the Mayor returns to the City or recovers from his incapacity, as the case may be.".

5. *Repeal.*—(1) The Madurai City Municipal Corporation (Third Amendment) Ordinance, 1978 (Tamil Nadu Ordinance 8 of 1978), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act, as amended by this Act, as if this Act had come into force on the 22nd day of July 1978.

இணைப்பு III

[92 ஆம் பக்கத்தில் இனம் 8 (3) க்கான அடிக் குறிப்பைக் காண்க.]

L.A. Bill No. 29 of 1978.

(As passed by the Assembly.)

A Bill further to amend the Madras City Municipal Corporation Act, 1919 *and the Madurai City Municipal Corporation Act,* 1971.

Be it enacted by the Legislature of the State of Tamil Nadu in the Twenty-ninth Year of the Republic of India as follows :—

PART I.
PRELIMINARY.

1. *Short title and commencement.*—(1) This Act may be called the Madras City Municipal Corporation and the Madurai City Municipal Corporation (Amendment) Act, 1978.

(2) It shall be deemed to have come into force on the 26th July 1978.

PART II.

AMENDMENTS OF THE MADRAS CITY MUNICIPAL CORPORATION ACT, 1919.

2. *Amendment of section 6-B, Tamil Nadu Act IV of* 1919.—In sub-section (1) of section 6-B of the Madras City Municipal Corporation Act, 1919 (Tamil Nadu Act IV of 1919) (hereinafter referred to as the 1919 Act), for the words "at its first meeting after the election of the Mayor and the Deputy Mayor", the words "on such date as may be notified by the State Government in this behalf" shall be substituted.

3. *Amendment of section 28, Tamil Nadu Act IV of* 1919.—In section 28 of the 1919 Act, for sub-section (1), the following sub-section shall be substituted, namely :—

"(1) The Council shall, at its first meeting after each ordinary election to the Council and at its first meeting after the expiry of two years thereafter—

(i) elect one of its members to be the Mayor ; and

(ii) elect one of its members other than the Mayor to be the Deputy Mayor.".

4. *Amendment of section 29, Tamil Nadu Act IV of* 1919.—In section 29 of the 1919 Act, for the first paragraph, the following shall be substituted, namely :—

"The Mayor or Deputy Mayor shall be entitled to hold office for a period of two years from the date of his election and the Mayor or Deputy Mayor shall continue as such Mayor or Deputy Mayor until the election of his successor, provided that in the meantime he does not cease to be a Councillor.".

5. *Amendment of section 44-A, Tamil Nadu Act IV of* 1919.—In sub-section (7-A) of section 44-A of the 1919 Act, for the words "five years" occurring in the first paragraph, the words "six years" shall be substituted.

6. *Amendment of section 55, Tamil Nadu Act IV of* 1919.—In section 55 of the 1919 Act, for the words "five years" occurring in the first paragraph, the words "six years" shall be substituted.

PART III.

AMENDMENTS OF THE MADURAI CITY MUNICIPAL CORPORATION ACT, 1971.

7. *Amendment of section* 7, *Tamil Nadu Act* 15 *of* 1971.—In sub-section (1) of section 7 of the Madurai City Municipal Corporation Act, 1971 (Tamil Nadu Act 15 of 1971) (hereinafter referred to as the 1971 Act), for the words "at its first meeting after the election of the Mayor and the Deputy Mayor", the words "on such date as may be notified by the Government in this behalf" shall be substituted.

8. *Amendment of section* 29, *Tamil Nadu Act* 15 *of* 1971.—In section 29 of the 1971 Act, for sub-section (1), the following sub-section shall be substituted namely :—

"(1) The Council shall, at its first meeting after each ordinary election to the Council and at its first meeting after the expiry of two years thereafter—

(i) elect one of its members to be the Mayor; and

(ii) elect one of its members other than the Mayor to be the Deputy Mayor.".

9. *Amendment of section* 29-*A*, *Tamil Nadu Act* 15 *of* 1971.—In section 29-A of the 1971 Act in the opening portion, the words "in each year" shall be omitted.

10. *Amendment of section* 30, *Tamil Nadu Act* 15 *of* 1971.—In section 30 of the 1971 Act in sub-section (1),—

(i) for the words "one year", the words "two years" shall be substituted; and

(ii) in the proviso, for the words "one year", the words "two years" shall be substituted.

11. *Amendment of section* 48, *Tamil Nadu Act* 15 *of* 1971.—In sub-section (8) of section 48 of the 1971 Act, for the words "five years" occurring in the first paragraph, the words "six years" years shall be substituted.

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12. *Amendment of section* 61, *Tamil Nadu Act* 15 *of* 1971.—In section 61 of the 1971 Act, far the words " five years ", occurring in the first paragraph the words " six years " shall be substituted.

13. *Repeal.*—(1) The Madras City Municipal Corporation and the Madurai City Municipal Corporation (Amendment) Ordinance, 1978 (Tamil Nadu Ordinance 9 of 1978), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the 1919 Act and the 1971 Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the 1919 Act and the 1971 Act as amended by this Act, as if this Act had come into force on the 26th July 1978.

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